



CHARLES D. BAKER
GOVERNOR

KARYN E. POLITO
LIEUTENANT GOVERNOR

JAY ASH
SECRETARY OF HOUSING AND
ECONOMIC DEVELOPMENT

Commonwealth of Massachusetts
Division of Professional Licensure
BOARD OF REGISTRATION OF MASSAGE THERAPY
1000 Washington Street • Boston • Massachusetts • 02118

JOHN C. CHAPMAN
UNDERSECRETARY OF
CONSUMER AFFAIRS AND
BUSINESS REGULATION

CHARLES BORSTEL
DIRECTOR, DIVISION OF
PROFESSIONAL LICENSURE

DATE: October 26, 2015

Board of registration of Massage Therapy
1000 Washington Street
Boston, MA 02118

TIME: 10:07 a.m.

BOARD MEMEBERS PRESENT: Paul Andrews – Board Chair, Matthew Olds – Board Member, Jennie Pelletier, - Board Member, Alexi Levine – Board Member,

BOARD MEMBERS ABSENT: Sheri Sarmento, Ann Marie Kennedy

DPL MEMBERS PRESENT: Peter Kelley - Board Counsel, Sandra Velasquez – Board Administrator, Shawn Croke – Board Investigator, Brady Merrigan – Associate Executive Director

VISITORS: Greg Hurd, Mark Malloy

Item 1) Meeting called to order – 10:07 am

- **Evacuation procedure** – reviewed evacuation plan to be followed in event of an emergency

Item 1) Minutes review

- August 10, 2015 Public Session minutes: Motion to approve as presented made by Mr. Olds and seconded by Mr Levine, unanimously approved
- September 14, 2015 Public Session minutes: Motion to approve made by Mr. Levine and seconded by Mr. Olds, unanimously approved
- September 14, 2015 Executive session minutes: Motion to approve as presented by Mr. Levine, seconded by Mr. Olds, unanimously approved

Item 3) Board Counsel Report – Peter M. Kelley, Esq.

Board members reviewed and discussed proposed regulation changes. Changes to documentation requirements tabled until April.

Motion to approved 269 CMR 3.00- 6.00 as discussed amended and edited by Mr. Old and seconded by Mr. Andrews. Motion passed unanimously.



Item 4) Correspondence Review:

- Email from Carol Parker regarding Ultrasonic Cavitation – Under advisement. Ms Pelletier took no part in the discussions of or deliberation on this matter.
- Letter from Mali Lim, Mediator New Bedford Consumer Program – sent to investigations
- Docket No. MT 14-021 – sent to Cosmetology board for consideration
- Aaron Robert Capron –Appeal Update – the Massage board decision was upheld.

Item 5) Candidate Interview: [Executive Session – closed pursuant to G.L c. 30A, §21 (1)]

Mr. Olds moved to enter into an Executive session pursuant to G.L c. 30A, §21 (1)] to discuss the character rather than the competence of applicants for licensure. Mr. Levine seconded. After taking a roll call vote (all “yes”) motion passed unanimously.

After executive session, the open meeting resumed.

Item 6) Applicant Review:

- **Appl.# 13987 and 13951 – Mr. Levine took no part in the discussion of or deliberation on this matter.** Motion to deny application made by Mr. Olds and seconded by Ms. Pelletier. The motion passed unanimously.
- **Appl.# 13826 and 13989** – motion to deny application made by Mr. Olds and seconded by Mr. Pelletier. The motion passed unanimously.
- **Appl. # 14098** – motion to approve application made by Ms. Pelletier and seconded by Mr. Levine. The motion passed unanimously.

Item 7) Investigative Conference: Review Cases: [closed session pursuant to MGL c. 112, §65C]

Mr. Olds moved to enter into an Investigative conference pursuant to MGL c. 112, §65C] to review cases. Mr. Levine seconded. After taking a roll call vote (all “yes”), motion passed unanimously.

During Investigative conference, the Board voted to take the following actions:

- **MT-15-035** – Licensee convicted. Motion to revoke license made by Mr. Olds and seconded by Mr. Levine. Motion passed unanimously.

Item 8) Investigative Conference: Appeals: [closed session pursuant to MGL c. 112, §65C]

During Investigative conference, the Board voted to take the following actions:

- **MT-16-008** – motion to deny the appeal made by Mr. Olds and seconded by Mr. Levine. Motion passed unanimously.
- **MT-16-022** – motion to deny appeal made by Mr. Olds and seconded by Mr. Levine. Motion passed unanimously.
- **MT-16-035** – motion to deny appeal made by Mr. Olds and seconded by Mr. Levine. Motion passed unanimously.
- **MT-16-039** – motion to deny appeal made by Mr. Levine and seconded by Mr. Olds. Motion passed unanimously.
- **MT-16-042** – motion to reduce fine to \$500 made by Mr. Olds and seconded by Mr. Levine. Motion passed unanimously.
- **MT-16-043** - motion to deny appeal made by Mr. Olds and seconded by Mr. Levine. Motion passed unanimously

Item 9) Settlement Conference: [closed session pursuant to MGL c. 112, §65C]

Moved to conduct a Settlement conference in closed session pursuant to MGL c. 112, §65C]. ---- seconded. Motion passes unanimously. Board discussed settlement offers presented by prosecuting counsel.

- **MT-15-091-Bennett** – reduce to \$500, alexi/matt
- **MT-15-113-Bennett** – reduce to \$500 alexi/matt
- **MT-15-125-Bennett** – uphold \$1000, paul/alexi

- **MT-15-159-Bennett** – reduce to \$500, alexi/matt

At the end of the closed session, the open meeting resumed.

Item 10) Open Business

November meeting cancelled.

Item 10) Adjournment

Ms. Pelletier moved to adjourn the meeting. Mr. Olds seconded. Motion passed unanimously.